



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): MALTSEV, Alexander
A. et al. EXAMINER: Not yet known

SERIAL NO.: 10/743,309 GROUP ART UNIT: 2681

FILED: December 23, 2003 ATTORNEY DOCKET No.: P-5910-US

FOR: METHOD AND APPARATUS TO PROVIDE DATA PACKET

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application under 37 CFR 1.53(b), mailed December 10, 2004 (a copy of which is enclosed), Applicant(s) submit herewith the following:

☒ a previously filed response to the Notice of Missing Parts mailed on April 5, 2004 (with a stamped post card) in which Applicant(s) submitted an executed Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 C.F.R. 1.63;

Please appoint the practitioners associated with Customer Number 49444.

A response is due February 10, 2005. Accordingly, this response is being timely filed.

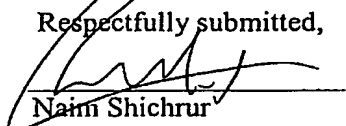
The Patent Office is hereby authorized to charge Deposit Account 05-0649 in the amount of \$1,300.00, covering the following:

APPLICANTS: MALTSEV, Alexander A. et al.
 SERIAL NO: 10/743,309
 FILED: December 23, 2003
 Page 2

| FEE CALCULATION | | | | | |
|--|-------------------------------------|------------------|---------------------------------------|------------------|-------------|
| 1. BASIC FILING FEE | | | | | |
| | Filing Date BEFORE December 8, 2004 | | Filing Date ON/AFTER December 8, 2004 | | |
| | Large Entity Fee | Small Entity Fee | Large Entity Fee | Small Entity Fee | |
| Utility | \$790 | \$395 | \$1000 | \$500 | 0 |
| Provisional | \$160 | \$80 | \$200 | \$100 | 0 |
| Application Size Fee (over 100 pages, per 50) | | | \$250 | \$125 | 0 |
| 2. EXTRA CLAIM FEES | | | | | |
| Total Claims | 42 | -20 = | 22 | x \$50 = | 1100 |
| Independent Claims | 4 | -3 = | 1 | x \$200 = | 200 |
| Multiple Dependent | | | | x \$360 = | |
| | Large Entity Fee | Small Entity Fee | Fee Description | | |
| | \$50 | \$25 | Claims in excess of 20 | | |
| | \$200 | \$100 | Independent claims in excess of 3 | | |
| | \$380 | \$180 | Multiple dependent claim, if not paid | | |
| 3. Surcharge Fee Under 37 CFR 1.16(e) or 1.492(e) | | | | | |
| | Large Entity Fee | Small Entity Fee | | | |
| Utility | \$130 | \$65 | 0 | | |
| 4. Surcharge Fee Under 37 CFR 1.16(l) | | | | | |
| | Large Entity Fee | Small Entity Fee | | | |
| Provisional | \$50 | \$25 | 0 | | |
| TOTAL (all columns) | | | | | 1300 |

If any additional fee is required, the undersigned agent hereby authorizes the Patent Office to charge such additional fee to Deposit Account 05-0649.

Respectfully submitted,


 Naim Shichrur
 Agent for Applicant(s)
 Registration No. 58,246

Dated: January 5, 2005

Eitan, Pearl, Latzer & Cohen Zedek, LLP.
 10 Rockefeller Plaza, Suite 1001
 New York, New York 10020
 Tel: (212) 632-3480
 Fax: (212) 632-3490



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
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Alexandria, Virginia 22313-1450
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/743,309 | 12/23/2003 | Alexander A. Maltsev | P-5910-US |

27130
EITAN, PEARL, LATZER & COHEN ZEDEK LLP
10 ROCKEFELLER PLAZA, SUITE 1001
NEW YORK, NY 10020

EPLC
RECEIVED

13 DEC 2004

CONFIRMATION NO. 5554

FORMALITIES LETTER

OC000000014724181

Date Mailed: 12/10/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$1300 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1300 for a Large Entity

- Total additional claim fee(s) for this application is \$1300
 - \$200 for 1 independent claims over 3.
 - \$1100 for 22 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450

01/06/2005 J3ALINAN 00000101 050649 10743309

01 FC:1201 200.00 DA
02 FC:1202 1100.00 DA

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

R34
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/743,309 | 12/23/2003 | Alexander A. Mallsev | P-5910-US |

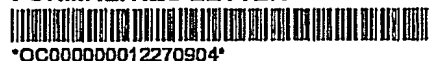
27130
 EITAN, PEARL, LATZER & COHEN ZEDEK LLP
 10 ROCKEFELLER PLAZA, SUITE 1001
 NEW YORK, NY 10020

EPLC
 RECEIVED

07 APR 2004

CONFIRMATION NO. 5554

FORMALITIES LETTER



OC000000012270904

Date Mailed: 04/05/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$900 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

BEST AVAILABLE COPY

Applicant(s): MALTSEV, Alexander A. et al.
 Serial No. / Patent No.: 10/743,309
 Title: METHOD AND APPARATUS TO PROVIDE DATA PACKET

EPLC Docket No.: P-5910-US
 Hand Delivered on: 10 May 2004

1. ☐ Provisional Cover Sheet
 2. ☐ Design Patent Application Transmittal
 3. ☐ RCE Transmittal Sheet
 4. ☐ Transmittal Sheet for Entering National Phase
 5. ☐ Fee Transmittal Sheet
 6. ☐ Patent Application Under 35 USC 111(a)
☐ Provisional Patent Application Under 35 USC 111(b)

Containing:
 _____ pages of Specification
 _____ pages of Claims
 _____ page of Abstract
 _____ pages of Formal Drawings
 _____ pages of _____

7. ☒ Signed Declaration and Power of Attorney
 8. ☐ Recordation of Assignment Cover Sheet & Signed Assignment
 9. ☐ Request for Correction of Recordation of Assign. and:
 -Recordation Cover Sheet
 -Copy of Notice of Recordation of Assign.

10. ☒ Response to Notice to File Missing Parts
 11. ☐ Response to Notice of Incomplete Reply
 12. ☐ Request for Correction of Filing Receipt
 13. ☐ Information Disclosure Statement including Form PTO 1449 and reference
 14. ☐ Preliminary Amendment
 15. ☐ Response to Office Action dated
 16. ☐ Petition for a Three Month(s) Extension of Time
 17. ☐ Notice of Appeal ☐ Appeal Brief
 18. ☐ Issue Fee Transmittal ☐ Publication fee
 19. ☐ Submission of Formal Drawings: Two sets of Sheets containing Figs.
 20. ☐ Certified Copy of Priority Doc.
 21. ☐ Claim for Priority under 35 U.S.C. Section 119
 22. ☐ Revocation and Power of Attorney, including:
 - Statement Under 37 CFR 3.73(b)
 - Copy of Assignment
 23. ☐ Other:

LSA# 11043

